

Toshiba Corporation

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NRC Project Number: PROJ0729

Document Control Desk
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Subject: **Request to withdraw the Licensing Topical Report for Toshiba NRW-FPGA-based Instrumentation and Control System for Safety-Related Application**

By letter dated October 9, 2012 (Agencywide Documents Access and Management System Accession No. ML12292A320), Toshiba submitted for NRC staff review "Licensing Topical Report for Toshiba NRW-FPGA Based Instrumentation and Control System for Safety-Related Application, Revision 0." The topical report consists of 6 separate parts (Acronym and Reference (A&R) Part and Parts I - V). By letter dated March 13, 2013 (Agencywide Documents Access and Management System Accession No. ML13080A206), Toshiba submitted revision 1 of the A&R Part and Part II of the topical report for NRC review and approval.

On November 7, 2014, the NRC issued a letter (Agencywide Documents Access and Management System Accession No. ML14287A041) notifying Toshiba that the NRC had completed its review of the application and documents and had concluded that not all the information provided in the topical report is proprietary, even though Toshiba had marked nearly the entire document as proprietary information. Furthermore, the NRC staff was unable to identify which information Toshiba considers proprietary and thus eligible for withholding under the 10 CFR 2.390 criteria. The NRC concluded that the information sought to be withheld from public disclosure does not meet the requirements of 10 CFR 2.390. Therefore, Toshiba's request to withhold all the information identified as proprietary from public disclosure was denied.

Toshiba requests withdrawal of the topical report from NRC review and approval. Toshiba is reviewing and reducing the amount of marked proprietary information in the topical report as discussed with the NRC during the conference call on October 9, 2014. Toshiba will also revise the topical report to include the results of the OPRM qualification and V&V activities. Toshiba expects to complete these revisions to the topical report and to re-submit the revised topical report by the end of February 2015.

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Please contact Mr. Robert W. Schrauder, Vice President – Licensing, US ABWR Projects & Technologies, Toshiba America Nuclear Energy Corporation (TANE) at 704-548-7640 or rschrauder@tane.toshiba.com if you have any questions regarding this information.

Sincerely,

Masayoshi Tahira *Dec. 3, 2014*

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